



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Dror HARATS et al

Serial No.: 10/718,596

Filed: 24 November 2003

Group Art Unit: 1626

For: Methods Employing and Compositions
Containing Defined Oxidized Phospholipids
For Prevention and Treatment of
Atherosclerosis

Attorney
Docket: 27041

Examiner: Rei Tsang Shiao

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

ELECTION

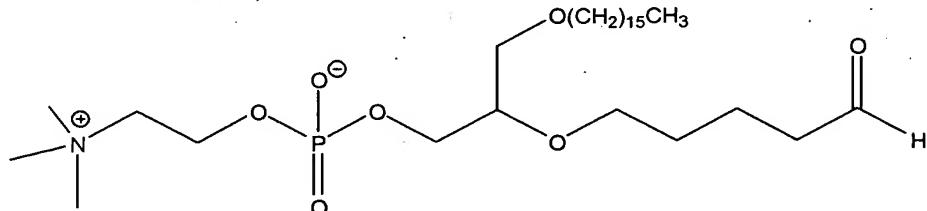
Sir:

This is in response to the United States Patent and Trademark Office Restriction Action mailed March 9, 2005, which response is being made on or before June 9, 2005, for which a two month extension of time is requested.

Applicants hereby elect Group I, namely Claims 1-8, drawn to a method of use (i.e., treating atherosclerosis).

The Examiner has further identified patentable distinct species and has required an election of a single species, including an exact definition of each substitution on the base molecule depicted in Formula I.

Applicants hereby elect the following species:

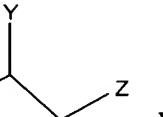


which is embodied in Formula I of claim 1 as follows:

A₁ is CH₂;

A₂ is CH₂;

R₁ is an alkyl chain having 16 carbon atoms;

R₂ is  , wherein

X is an alkyl having 4 carbon atoms;

Y is hydrogen; and

Z is  ;

and

R₃ is phosphatidyl choline.

Claims generic to the elected species include claims 1-8.

Applicants note that upon the allowance of a generic claim, Applicants are entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim.

Applicants reserve the right to file, at a later time, additional applications claiming priority from the present application and its parent applications and which are directed to any one or more of the other species/inventions.

Respectfully submitted,



Sol Sheinbein
Registration No. 25,457

Date: May 16, 2005